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Docket No. 2426-108

Declaration and Power of Attorney for Patent Application

As a below named declarant, I hereby declare that:

Upon information and belief, Vincent McNALLY having a residence, post office address and citizenship as stated below, and James Patrick MORGAN, a now deceased citizen of Ireland who had a residence and post office address at Bellinter, Navan, County Meath, Ireland, are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought, on the invention entitled ANTIINFECTIVE FREE INTRAMAMMARY VETERINARY COMPOSITION, the specification of which corresponds to ~~PG/1297/00085~~ filed December 17, 1997 and amended on December 2, 1998, Attorney Docket No. 2426-108. *was filed*
July 13, 1999 as US 5 N 09/319,544

The undersigned, Mrs Bernice Morgan having a residence, post office address and citizenship as stated below, is the legal representative of the deceased inventor James Patrick MORGAN, and is empowered to act on behalf of said deceased inventor.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

| | | | |
|---------------|----------------|-------------------------|------------------|
| <u>960896</u> | <u>Ireland</u> | <u>18 December 1996</u> | Priority Claimed |
| (Number) | (Country) | (Day/Month/Year) | [x] [] |
| | | | Yes No |

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not

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disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, 1.56(a) which occurred between

the filing date of the prior application and the national or PCT international filing date of this application:

| (Application Serial No.) | (Filing Date) | (Status) |
|--------------------------|---------------|----------|
| (Application Serial No.) | (Filing Date) | (Status) |

I or we hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and request that all correspondence about the application be addressed to ROTHWELL, FIGG, ERNST & KURZ, p.c., Suite 701-E, 555 13th Street, N.W., Washington, D.C 20004

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Glenn E. Karta, Reg. No. 30,649

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

